

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**IN RE: NATIONAL PRESCRIPTION  
OPIATE LITIGATION**

This document relates to:

*The County of Summit, Ohio, et al. v.  
Purdue Pharma L.P., et al.,*  
Case No. 18-op-45090

and

*The County of Cuyahoga v. Purdue Pharma  
L.P., et al.,*  
Case No. 1:18-op-45004

MDL No. 2804

Hon. Dan Aaron Polster

**DEFENDANTS' MOTION TO EXCLUDE EXPERT TESTIMONY PURPORTING TO  
RELATE TO ABATEMENT COSTS AND EFFORTS**

Pursuant to Rule 702 of the Federal Rules of Evidence and the Court's Amended Order Regarding Pretrial Motions for "Track One" Trial, Doc. No. 1709, Defendants<sup>1</sup> move to exclude the testimony of Plaintiffs' abatement experts Dr. Caleb Alexander and Dr. Jeffrey Liebman in their entirety, and any abatement-related testimony of Dr. Katherine Keyes, Dr. Scott Wexelblatt, Dr. Nancy Young, and Dr. Thomas McGuire, for the reasons given in the accompanying memorandum of law, which is incorporated here.

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<sup>1</sup> In this Motion and all accompanying materials, "Defendants" includes all Defendants with the exception of Noramco.

Dated: June 28, 2019

Respectfully submitted,

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<sup>2</sup> Teva Pharmaceutical Industries Ltd., Allergan plc, and Mallinckrodt plc are respectively an Israeli corporation, Irish holding company, and Irish company that are not subject to and contest personal jurisdiction for the reasons explained in their pending motions to dismiss for lack of personal jurisdiction; they are specially appearing to join this motion as a result of the Court's deadline to file dispositive and Daubert motions, and, thus, they do not waive and expressly preserve their pending personal jurisdiction challenges.

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**CERTIFICATE OF SERVICE**

I hereby certify that Distributors have served the foregoing on the Parties, the Court, and the Special Masters in accordance with the Court's directions at Doc. No. 1719.

/s/ Shannon E. McClure

Shannon E. McClure